

MESSAGE NO: 4128303 MESSAGE DATE: 05/08/2014

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: INJ-Injunction PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: PRELIM-Preliminary

FR CITE: FR CITE DATE:

REFERENCE 1301306, 3322307
MESSAGE #
(s):
CASE #(s): A-580-855

EFFECTIVE DATE: COURT CASE #: 06-00248

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Second Amended preliminary injunction on diamond sawblades and parts thereof from the Republic of Korea (A-580-855), court number 06-00248.

1. On 10/24/2011, the U.S. Court of International Trade issued a preliminary injunction enjoining liquidation of certain entries which are subject to the the antidumping duty order on diamond sawblades and parts thereof from the Republic of Korea (A-580-855) and entered on or after 01/23/2009. See message 1301306, dated 10/28/2011.

2. On 10/18/2013, the U.S. Court of International Trade issued an amended preliminary injunction enjoining liquidation of certain entries which are subject to the antidumping duty order on diamond sawblades and parts thereof from the Republic of Korea (A-580-855). See message 3322307, dated 11/18/2013.

3. On 04/30/2014, the U.S. Court of International Trade issued a second amended preliminary injunction enjoining liquidation of certain entries which are subject to the antidumping duty order on diamond sawblades and parts thereof from the Republic of Korea (A-580-855). This second amended preliminary injunction replaces and supersedes the 10/18/2013, amended preliminary injunction.

4. These injunctions were issued in connection with court case number 06-00248. The second amended preliminary injunction continues to enjoin liquidation of certain entries while dissolving the preliminary injunction with respect to certain other entries as described in paragraph 5 below.

5. Accordingly, until further notice, do not liquidate entries of subject merchandise which are subject to the final determination of the less-than-fair-value investigation of diamond sawblades and parts thereof from the Republic of Korea, 71 FR 29310 (05/22/2006); except that the preliminary injunction is dissolved with respect to the following:

(1) any unliquidated entries that entered, or were withdrawn from warehouse, for consumption, on or after 01/23/2009 through 10/31/2010 that were produced and/or exported by:

(a) Hyosung Diamond Industrial Co., Ltd., Western Diamond Tools Inc., or Hyosung D&P Co., Ltd.;

(b) Shinhan Diamond Industrial Co., Ltd. or SH Trading, Inc.;

(c) All other companies except that, unliquidated entries of diamond sawblades and parts thereof produced and/or exported by Ehwa Diamond Industrial Co., Ltd. (Antidumping Case Number A-580-855-001) should remain unliquidated and subject to the preliminary injunction; and

(2) any unliquidated entries that entered, or were withdrawn from warehouse, for consumption, on or after November 1, 2010, through October 23, 2011, produced and/or exported by any company.

6. Effective immediately, CBP is instructed to prevent liquidation of any entries covered by paragraph 5 above (except for the companies for which the preliminary injunction is dissolved) until applicable liquidation instructions are issued.

7. Liquidation instructions will follow for entries that are no longer affected by this second amended preliminary injunction.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O1: SB.)

9. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party